

2016V02458/SD

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA,

Plaintiff,

-v-

Hon. John M. Vazquez

Civil Action No. 16-9158

STIPULATION AND ORDER
OF SETTLEMENT

1. ANY AND ALL OWNERSHIP
INTEREST HELD IN THE NAME, ON
BEHALF OR FOR THE BENEFIT OF
JOSEPH TAUB, AND/OR JT CAPITAL
LLC, IN THE ASSETS OF ANY AND
ALL CORPORATIONS,
PARTNERSHIPS OR OTHER
ENTITIES, AND/OR THEIR
SUBSIDIARIES, AFFILIATES AND
JOINT VENTURES, INCLUDING BUT
NOT LIMITED TO:
 - a. ULTIMATE VENTURES LLC
 - b. EAST 34TH STREET HOLDING
LLC
 - c. DEVELOPER ENTERPRISES OF
AMERICA LLC
 - d. CORNERSTONE
PHARMACEUTICAL
 - e. 1108 60TH STREET PARTNERS
LLC
 - f. BROOKVIEW COLUMBUS LLC
 - g. ISRAEL TECH FUND V LLC
 - h. DAVID GROSS GROUP LLC
 - i. FH INVESTMENTS I LLC
 - j. GM RESOURCES LLC

- k. HERTZ INVESTMENT GROUP
- l. ISRAEL TECH FUND LLC
- m. 451 WE HOLDINGS LLC
- n. TEG REGENCY INVESTOR LLC
- o. 306-312 W FRANKLIN STREET
LLC
- p. MHP 590 BERGEN AVENUE LLC
- q. MHP 431-437 KENNEDY BLVD
LLC
- r. MHP CHATHAM PORTFOLIO LLC
- s. MHP 6 BEECH SPRING DRIVE
LLC
- t. MHP UNION CITY PACKAGE LLC
- u. NL INVESTMENTS LLC
- v. NUCLEUS RESOURCES LLC
- w. OAK TREE EQUITIES LLC
- x. OLD CITY TITANIUM 65
NEWKIRK JS LLC
- y. PROVIDENCE DRIVE LLC
- z. RADCO BAY MEADOWS LLP
- aa. RADCO BRIDGES LLC
- bb. RADCO CREEKSIDE LLP
- cc. RADCO OKLAHOMA CITY
PORTFOLIO LLP
- dd. SOUTHEAST FOUR PORTFOLIO
LLC

- ee. BOH LENDER, LLC
- ff. BEEGHLY OAKS VENTURES LLC
- gg. OASIS CENTER FOR REHAB
AND HEALING
- hh. HERITAGE CENTER FOR REHAB
& SPECIALTY CARE
- ii. SANDSTONE HOLDINGS LP
- jj. SEAVIEW CAPITAL PARTNERS,
LLC
- kk. IRVINGTON 65 HEADLEY LLC
- ll. NEWARK 2ND AVENUE LLC
- mm. NEWARK PARKER LLC
- nn. RP HAMPTON CENTER LLC
- oo. SPRINGDALE INVESTMENTS
LLC
- pp. TEG COUNTRY OAKS LLC
- qq. TEG ACQUISITIONS LLC
- rr. TEG THE LOFTS AT 5 LYON LLC
- ss. TEG OAK PARK LLC
- tt. TEG AUBURN PLACE LLC
- uu. TEG WYNDHAM HILL LLC
- vv. TEG WOODBRIDGE LLC
- ww. TEG TIMBERVIEW 1 LLC
- xx. TEG WOODLAND CREEK LLC
- yy. TEG TIMBERVIEW 2 LLC

- zz. THE EMBASSY GROUP, LLC
- aaa. VICTORY MULTI INVESTORS
- bbb. 2115 WASHINGTON AVENUE MB
LLC
- ccc. 3RD AVENUE INVESTMENTS 1
LLC
- ddd. BROOKVIEW FORUM LLC
- eee. EDMA MANAGEMENT CORP
- fff. FIRSTFIRE GLOBAL
OPPORTUNITIES FUND LLC
- ggg. H&R HIGH SPRINGS LLC
- hhh. NC RESOURCES LLC
- iii. RDM CAPITAL LLC
- jjj. TRASCO LLC
- kkk. WORLDWIDE STOCK TRANSFER
- lll. STONEY BROOK MNC LLC
- mmm. MHP WEST HOBOKEN
PACKAGE LLC
- nnn. MHP 400 PASSAIC AVENUE LLC

2. BANK OF AMERICA ACCOUNT
NUMBER [REDACTED] 9721 HELD IN THE
NAME OF M.W., AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND

PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH FUNDS;

3. CAPITAL ONE BANK ACCOUNT
NUMBER [REDACTED] 5894 HELD IN THE
NAME OF E.K., AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND
PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH FUNDS;
4. CITIBANK ACCOUNT NUMBER
[REDACTED] 6475 HELD IN THE NAME OF
ELAZAR SHMALO, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;
5. CITIBANK ACCOUNT NUMBER
[REDACTED] 5403 HELD IN THE NAME OF
ELAZAR SHMALO, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF

ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;

6. JPMORGAN CHASE BANK ACCOUNT
NUMBER [REDACTED] 2005 HELD IN THE
NAME OF JOSEPH TAUB, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;
7. JPMORGAN CHASE BANK ACCOUNT
NUMBER [REDACTED] 8225 IN THE NAME
OF JOSEPH TAUB, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;
8. JPMORGAN CHASE BANK ACCOUNT
NUMBER [REDACTED] 7808 IN THE NAME OF
JOSEPH TAUB, AND ALL PROPERTY

TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH FUNDS;

9. JPMORGAN CHASE BANK ACCOUNT NUMBER [REDACTED] 6944 IN THE NAME OF C.T., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH FUNDS;

10. JPMORGAN CHASE BANK ACCOUNT NUMBER [REDACTED] 1697 IN THE NAME OF ET INTERIORS LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH FUNDS;

11. JPMORGAN CHASE BANK ACCOUNT NUMBER [REDACTED] 5566 IN THE NAME OF JT CAPITAL LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH FUNDS;
12. JPMORGAN CHASE BANK ACCOUNT NUMBER [REDACTED] 7696 IN THE NAME OF BRIGHTON CAPITAL LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH FUNDS;
13. JPMORGAN CHASE BANK ACCOUNT NUMBER [REDACTED] 6133 IN THE NAME OF KSW CAPITAL LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND

INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;

14. SIGNATURE BANK ACCOUNT NUMBER

██████████5343 HELD IN THE NAME OF
ULTIMATE VENTURES LLC, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;

15. TD BANK ACCOUNT NUMBER

██████████8414 HELD IN THE NAME OF
EAST 34TH STREET HOLDING LLC,
AND ALL PROPERTY TRACEABLE
THERETO, DIRECTLY AND
INDIRECTLY, INCLUDING, BUT NOT
LIMITED TO, CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;

16. WELLS FARGO BANK ACCOUNT

NUMBER ██████████3607 HELD IN
THE NAME OF J.B. POD [FIRST
NAMES OF 7 ADULT CHILDREN OF
J.B. [A/K/A J.M.] AND [FIRST NAME
OF MINOR CHILD OF J.B.] M. [LAST
NAME OF J.M. A/K/A J.B.], AND ALL

PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH FUNDS;

17. CHARLES SCHWAB ACCOUNT
NUMBER [REDACTED] 1919 HELD IN THE
NAME OF EAST 34TH STREET
HOLDING LLC, AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND
PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH PROPERTY;

18. INTERACTIVE BROKERS ACCOUNT
NUMBER [REDACTED] 5744 HELD IN THE
NAME OF JOSEPH TAUB, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,

DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

19. INTERACTIVE BROKERS ACCOUNT NUMBER [REDACTED] 2874 HELD IN THE NAME OF JOSEPH TAUB, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

20. SIGNATURE BANK ACCOUNT NUMBER [REDACTED] 7573 HELD IN THE NAME OF B.D., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

21. ETRADE ACCOUNT NUMBER [REDACTED] 5805 HELD IN THE NAME OF EAST 34TH STREET HOLDINGS LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS

AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

22. LIGHTSPEED TRADING ACCOUNT NUMBER [REDACTED] 3808 HELD IN THE NAME OF ELAZAR SHMALO & J.S. JTWROS, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

23. MERRILL LYNCH ACCOUNT NUMBER [REDACTED] 4J08 HELD IN THE NAME OF JOSEPH TAUB, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

24. MERRILL LYNCH ACCOUNT NUMBER [REDACTED] 8215 HELD IN THE NAME OF JOSEPH TAUB C/F MINOR CHILD 1 UTMA/NJ UNTIL AGE 21, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY,

INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

25. MERRILL LYNCH ACCOUNT NUMBER

██████8220 HELD IN THE NAME OF
JOSEPH TAUB C/F MINOR CHILD 2
UTMA/NJ UNTIL AGE 21, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

26. MERRILL LYNCH ACCOUNT NUMBER

██████8222 HELD IN THE NAME OF
JOSEPH TAUB C/F MINOR CHILD 3
UTMA/NJ UNTIL AGE 21, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,

DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

27. MERRILL LYNCH ACCOUNT NUMBER

██████ 8221 HELD IN THE NAME OF
JOSEPH TAUB C/F MINOR CHILD 4
UTMA/NJ UNTIL AGE 21, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

28. MERRILL LYNCH ACCOUNT NUMBER

██████ 8231 HELD IN THE NAME OF
JOSEPH TAUB C/F MINOR CHILD 5
UTMA/NJ UNTIL AGE 21, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

29. MERRILL LYNCH ACCOUNT NUMBER

██████ 8212 HELD IN THE NAME OF
MLPF&S CUST FPO JOSEPH TAUB
SEP FBO JOSEPH TAUB, AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,

CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

30. ROBINHOOD FINANCIAL ACCOUNT NUMBER [REDACTED] 1517 HELD IN THE NAME OF ELAZAR SHMALO, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

31. SCOTTRADE ACCOUNT NUMBER [REDACTED] 2170 HELD IN THE NAME OF EAST 34TH STREET HOLDING LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

32. TRADEKING SECURITIES ACCOUNT NUMBER [REDACTED] 5589 HELD IN THE NAME OF JOSEPH TAUB, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

33. VISION FINANCIAL MARKETS ACCOUNT [REDACTED] 4500 HELD IN THE NAME OF JOSEPH TAUB, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY;

34. ETRADE ACCOUNT NUMBER [REDACTED] 5762 HELD IN THE NAME OF B.D., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY

PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY;

35. WEDBUSH SECURITIES ACCOUNT
NUMBER [REDACTED] 0327 HELD IN THE
NAME OF EAST 34TH STREET
HOLDING LLC, AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND
PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH PROPERTY;

36. ETRADE ACCOUNT NUMBER
[REDACTED] 2854 HELD IN THE NAME OF
Y.F., AND ALL PROPERTY TRACEABLE
THERETO, DIRECTLY AND
INDIRECTLY, INCLUDING, BUT NOT
LIMITED TO, CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY; AND

37. LIGHTSPEED TRADING ACCOUNT
NUMBER [REDACTED] 1111 HELD IN THE
NAME OF M.W., AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH

SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

38. FIDELITY ACCOUNT NUMBER [REDACTED] 6261 HELD IN THE NAME OF M.W., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

39. CHARLES SCHWAB ACCOUNT NUMBER [REDACTED] 6742 HELD IN THE NAME OF R.K., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

40. TD AMERITRADE ACCOUNT NUMBER [REDACTED] 3856 HELD IN THE NAME OF R.K., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF

ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY,

41. SCOTTRADE ACCOUNT NUMBER
[REDACTED] 7665 HELD IN THE NAME OF
R.K., AND ALL PROPERTY TRACEABLE
THERE TO, DIRECTLY AND
INDIRECTLY, INCLUDING, BUT NOT
LIMITED TO, CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY,

42. LIGHTSPEED TRADING ACCOUNT
NUMBER [REDACTED] 1205 HELD IN THE
NAME OF R.K., AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND
PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH PROPERTY,

43. ETRADE ACCOUNT NUMBER [REDACTED]
8884 HELD IN THE NAME OF R.K.,
AND ALL PROPERTY TRACEABLE
THERE TO, DIRECTLY AND
INDIRECTLY, INCLUDING, BUT NOT

LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

44. WELLS FARGO ADVISORS ACCOUNT NUMBER [REDACTED] 3997 HELD IN THE NAME OF R.K., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

45. WELLS FARGO ADVISORS ACCOUNT NUMBER [REDACTED] 5891 HELD IN THE NAME OF R.W., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

46. TD AMERITRADE ACCOUNT NUMBER [REDACTED] 4326 HELD IN THE NAME OF R.W., AND ALL PROPERTY

TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

47. ETRADE ACCOUNT NUMBER [REDACTED] 9401 HELD IN THE NAME OF R.W., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

48. TD AMERITRADE ACCOUNT NUMBER [REDACTED] 4216 HELD IN THE NAME OF EAST 34TH STREET HOLDINGS LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,

49. WELLS FARGO ADVISORS ACCOUNT NUMBER [REDACTED] 2089 HELD IN THE NAME OF EAST 34TH STREET HOLDINGS, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,
50. LIGHTSPEED TRADING ACCOUNT NUMBER [REDACTED] 0327 HELD IN THE NAME OF EAST 34TH STREET HOLDINGS LLC, AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN PROPERTY PURCHASED IN WHOLE OR IN PART, DIRECTLY AND INDIRECTLY, WITH SUCH PROPERTY,
51. WELLS FARGO ADVISORS ACCOUNT NUMBER [REDACTED] 5042 HELD IN THE NAME OF Y.F., AND ALL PROPERTY TRACEABLE THERETO, DIRECTLY AND INDIRECTLY, INCLUDING, BUT NOT LIMITED TO, CASH AND MONETARY INSTRUMENTS, THE CONTENTS OF ANY FINANCIAL INSTITUTION ACCOUNTS TO WHICH SUCH FUNDS AND OTHER PROPERTY HAVE BEEN TRANSFERRED, AND PROPERTY AND INTERESTS IN

PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH PROPERTY,

52. CAPITAL ONE BANK ACCOUNT
NUMBER [REDACTED] 9094 HELD IN THE
NAME OF T.W., AND ALL PROPERTY
TRACEABLE THERETO, DIRECTLY
AND INDIRECTLY, INCLUDING, BUT
NOT LIMITED TO, CASH AND
MONETARY INSTRUMENTS, THE
CONTENTS OF ANY FINANCIAL
INSTITUTION ACCOUNTS TO WHICH
SUCH FUNDS AND OTHER PROPERTY
HAVE BEEN TRANSFERRED, AND
PROPERTY AND INTERESTS IN
PROPERTY PURCHASED IN WHOLE
OR IN PART, DIRECTLY AND
INDIRECTLY, WITH SUCH PROPERTY,

53. SCOTTRADE ACCOUNT [REDACTED] 7374
HELD IN THE NAME OF T.W., AND ALL
PROPERTY TRACEABLE THERETO,
DIRECTLY AND INDIRECTLY,
INCLUDING, BUT NOT LIMITED TO,
CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN
TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY,

54. FIDELITY ACCOUNT NUMBER [REDACTED]
[REDACTED] 7028 HELD IN THE NAME OF Y.B.,
AND ALL PROPERTY TRACEABLE
THERETO, DIRECTLY AND
INDIRECTLY, INCLUDING, BUT NOT
LIMITED TO, CASH AND MONETARY
INSTRUMENTS, THE CONTENTS OF
ANY FINANCIAL INSTITUTION
ACCOUNTS TO WHICH SUCH FUNDS
AND OTHER PROPERTY HAVE BEEN

TRANSFERRED, AND PROPERTY AND
INTERESTS IN PROPERTY
PURCHASED IN WHOLE OR IN PART,
DIRECTLY AND INDIRECTLY, WITH
SUCH PROPERTY,

Defendants *in rem*.

BACKGROUND

THE SEIZURE WARRANTS AND THIS CIVIL FORFEITURE CASE

WHEREAS, on or about December 9, 2016, the Honorable Leda Dunn Wettre, United States Magistrate Judge, issued seizure warrants for several of the above-captioned brokerage and bank accounts (the “Seizure Warrants”), including four accounts held in Shmalo’s name;

WHEREAS on or about December 12, 2016, pursuant to the Seizure Warrants, the Federal Bureau of Investigation (“FBI”) and the United States Marshals Service (“USMS”) seized the property named in the Seizure Warrants;

WHEREAS, on December 12, 2016, the United States filed a verified Forfeiture Complaint for civil forfeiture of, *inter alia*, Shmalo’s interest in the funds seized from the following accounts held in Shmalo’s name:

- i. a Citibank account ending in 6475;
- ii. a Citibank account ending in 5403;
- iii. a Lightspeed Trading account ending in 3808; and
- iv. a Robinhood financial account ending in 1517

(the “Shmalo Accounts”);

WHEREAS, on May 12, 2017, Shmalo filed a verified claim to the Shmalo Accounts;

WHEREAS, on February 21, 2018, the United States dismissed the criminal charges against Shmalo (*See United States v. Joseph Taub, et al.*, Mag. No. 16-8190 (D.N.J.), Doc. No. 52);

WHEREAS, on or about August 23, 2018, the United States filed an amended verified Forfeiture Complaint for civil forfeiture of, *inter alia*, Shmalo's interest in the Shmalo Accounts;

WHEREAS, in order to compromise and settle the above-captioned civil forfeiture proceeding as to the Shmalo Accounts and without admitting any of the allegations therein,

IT IS HEREBY STIPULATED AND AGREED, by and between the United States Attorney's Office for the District of New Jersey (the "Office"), by Craig Carpenito, United States Attorney (Sarah Devlin, Assistant United States Attorney, appearing), and Elazar Shmalo, claimant (herein the "Claimant"), by Katten, Muchin, Rosenman, LLP (Michael M. Rosensaft, Esq. and Scott A. Resnik, Esq., appearing), as follows:

1. The United States and Claimant wish to resolve this action without litigation, thus both parties agree to terms listed below.
2. Claimant further consents to the forfeiture of all of his right, title, and interest in the Shmalo Accounts.
3. Claimant waives any notice of any forfeiture proceedings brought against the Shmalo Accounts, pursuant to 18 U.S.C. § 983(a)(4)(A) and Rule G of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, Federal Rules of Civil Procedure.

4. Claimant abandons any and all interest he has in the Shmalo Accounts and consents to the filing of any orders of forfeiture with the Court in order to accomplish the forfeiture of the Shmalo Accounts.

5. Claimant further agrees that he, individually and in any capacity, will not file a claim or a petition for remission or mitigation in any proceeding involving the Shmalo Accounts and will not cause or assist anyone else in doing so.

6. Claimant agrees that this Stipulation represents a full and final disposition of his claims and hereby waives all rights to appeal or to otherwise challenge or contest the validity of this Stipulation and Order.

7. Claimant agrees to release and hold harmless the United States and its agents and employees, including but not limited to the USMS, the FBI, and the Office, in their individual and official capacities, from any and all claims by Claimant and his agents that currently exist or that may arise as a result of the Government's actions against and relating to the Shmalo Accounts.

8. Claimant understands and agrees that this Stipulation and Order constitutes a full and final settlement of his asserted interests in the Shmalo Accounts and waive any rights to litigate further his interests in the Shmalo Accounts and further pursue remission or mitigation of the forfeiture.

9. This Stipulation and Order is a full and final settlement of the claim filed by Shmalo in the above-captioned civil forfeiture case.

10. Each party agrees to bear its own costs and attorneys' fees.

11. The individual(s) signing this Stipulation and Order on behalf of Shmalo represent and warrant that they are authorized by Shmalo to execute this Stipulation and Order. The undersigned United States signatory represents that she is signing this Stipulation and Order in her official capacity and that she is authorized to execute this Stipulation and Order.

12. Violation of any terms or conditions herein shall be construed as a violation of an order of the Court.


13. This Stipulation and Order may be executed in counterparts, each of which shall be deemed an original, and all of which, when taken together, shall be deemed the complete Stipulation and Order.

14. This Stipulation and Order constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or agents of either party, that is not contained in this Stipulation and Order shall be enforceable.

15. The Court shall have exclusive jurisdiction over the interpretation and enforcement of this Stipulation and Order.

Dated: Newark, New Jersey
June 22, 2020

SO ORDERED:



HONORABLE JOHN MICHAEL VAZQUEZ
UNITED STATES DISTRICT JUDGE

CONSENTED TO:

CRAIG CARPENITO
United States Attorney

Dated: 6-18-20 By: Sarah Devlin
SARAH DEVLIN
Assistant United States Attorney

Dated: 6/17/2020 Elazar Shmalo
ELAZAR SHMALO, Claimant

Dated: 6/18/20 
MICHAEL M. ROSENSAFT, ESQ.
SCOTT A. RESNIK, ESQ.
Attorneys for Claimant